IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
Writ Petition No. 868/2006
Dhanraj Ukarda Adhey vs. The State of Maharashtra and others.

Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders.

CORAM : A.P. Lavande & R.V.More,JJ
DATE : 7.9.2007

Heard Ms Tiwari, learned counsel for the petitioner, Mr. A.M.Deshpande, learned A.G.P. for respondent no.1 and Mr. R.S.Charpe, learned counsel for respondent no.4.

2. By this petition, the petitioner challenges the order dated 15.1.2003 passed by the respondent no.4 terminating the services of the petitioner who was appointed as a tyre fitter.

3. The petitioner had earlier filed writ petition no. 2646/2001 challenging the decision taken by the Caste Scrutiny Committee which was not pressed and by order dated 26.9.2002 the petitioner was permitted to approach respondent no.4 for protection of his services. Pursuant to the liberty granted by this court the petitioner approached respondent no.4. However, his prayer for protection of services has been rejected by the respondent no.4 . In so far as the challenge to the order passed by the Caste

Scrutiny Committee is concerned the same has become final since the petitioner did not press the same in aforesaid writ petition.

Admittedly the petitioner was appointed as tyre fitter at Jalna and his services came to be terminated when he was serving at Jalna. Therefore, the cause of action has not arisen within the jurisdiction of this Bench and as such this Bench has no jurisdiction to grant any relief to the petitioner. Hence, this court has no jurisdiction to entertain the petition in so far as the relief of protection of service claimed by the petitioner is concerned. However, the petitioner will be at liberty to approach the appropriate court for protection of service if so advised.

With these observations, the petition stands disposed of.

Judge **Judge**

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